

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

CELLULAR COMMUNICATIONS	§	
EQUIPMENT LLC,	§	
	§	Civil Action No. 2:15-cv-0576-RWS-RSP
Plaintiff	§	CONSOLIDATED LEAD CASE
	§	
v.	§	
	§	
AT&T, INC., et al.,	§	
	§	
Defendants.	§	
	§	

**DEFENDANT APPLE INC.’S OPPOSITION TO CELLULAR COMMUNICATIONS  
EQUIPMENT LLC’S REQUEST FOR LEAVE TO FILE SUR-REPLY IN OPPOSITION  
TO APPLE’S MOTION TO COMPEL DOCUMENTS AND TO MAKE INVENTORS  
AVAILABLE FOR FURTHER DEPOSITION**

Apple Inc. (“Apple”) respectfully opposes Cellular Communications Equipment LLC’s (“CCE”) request for leave to file sur-reply in opposition to Apple’s Motion to Compel CCE to Produce Responsive Documents and Make Inventors Available For Further Deposition. Despite multiple meet and confer communications regarding Apple’s Motion to Compel, CCE raises a new argument regarding the Nokia entities in the United States that Apple subpoenaed. Opp. at 4-5. Contrary to CCE’s new argument in its sur-reply, Apple’s Motion to Compel seeks to compel CCE to collect and produce documents from Nokia Siemens Network GmbH & Co. KG, Nokia Siemens Networks Oy and Nokia Networks Oy. In other words, Apple’s Motion to Compel has nothing to do with the subpoenas Apple issued to any of the Nokia entities in the United States.

Dated: May 10, 2017

Respectfully submitted,

By: /s/ Sean Cunningham

David M. Prichard

Texas Bar No. 16317900

dprichard@phy-law.com

**PRICHARD, HAWKINS & YOUNG,  
L.L.P.**

10101 Reunion Place, Suite 600

San Antonio, Texas 78216

(210) 477-7400 – Telephone

(210) 477-7450 – Facsimile

Harry Gillam (Bar No. 07921800)

Melissa R. Smith (Bar No. 24001351)

**GILLAM & SMITH LLP**

303 S. Washington Avenue

Marshall, TX 75670

Telephone: (903) 934-8450

Facsimile: (903) 934-9257

gil@gillamsmithlaw.com

Melissa@gillamsmithlaw.com

John Allcock (*pro hac vice*)

Sean C. Cunningham (*pro hac vice*)

Richard T. Mulloy (*pro hac vice*)

**DLA PIPER LLP (US)**

401 B Street, Suite 1700

San Diego, CA 92101

Telephone: 619-699-2700

Facsimile: 619-699-2701

**ATTORNEYS FOR DEFENDANT APPLE  
INC.**

**CCERTIFICATE OF SERVICE**

I hereby certify that on the 10th day of May 2017, a true and correct copy of this document was served on all parties of record via the Court's Electronic Filing System.

/s/ Melissa R. Smith